

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Matthias Ebert et al.

Serial No.: 10/575,300

Group Art Unit: 1642

Filed : September 18, 2006

Examiner: Sean E. Aeder

For : MN/CA IX and Cancer Prognosis

RESPONSE TO NOTICE TO FILE CORRECTED APPLICATION  
PAPERS - NOTICE OF ALLOWANCE MAILED

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir: .

This is in response to the Notice to File Corrected Application Papers -- Notice of Allowance Mailed which was mailed from the U.S. Patent and Trademark Office on March 17, 2009. The Notice states that a replacement drawing is required for Figure 4B in that the reference characters have been cut off at the bottom of the page. Applicants respectfully submit replacement drawing Sheet No. 11/14 which is now in compliance with 37 CFR 1.84 and 37 CFR 1.121(d).

Applicants respectfully conclude that this submission is a complete response to the Notice to File Corrected Application Papers. If the undersigned Attorney for the

Applicants can be of any further assistance, she can be reached  
at (415) 981-2034.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Leona L. Lauder", written in dark ink.

Leona L. Lauder  
Attorney for Applicants  
Registration No. 30,863

Dated: March 24, 2009



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/575,300	09/18/2006	Matthias Ebert	MST-2390.1	3699
7590 Leona L. Lauder Attorney at Law Suite 1026 235 Montgomery Street San Francisco, CA 94104-3008			EXAMINER AEDER, SEAN E	
			ART UNIT 1642	PAPER NUMBER
			MAIL DATE 03/17/2009	DELIVERY MODE PAPER

Please find below **and/or attached** an Office communication concerning **this application** or proceeding.

The time period for reply, if any, is set in the attached communication.



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
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Serial No. : 10/575,300  
Applicant : EBERT  
Filing Date : 09/18/2006  
Date of Notice : 03/17/2009

## NOTICE TO FILE CORRECTED APPLICATION PAPERS

### *Notice of Allowance Mailed*

This application has been accorded an Allowance Date and is being prepared for issuance. The application, however, is incomplete for the reasons below.

Applicant is given 2 months from the date of this Notice within which to correct the informalities indicated below. If the informality pertains to the abstract, specification (including claims) or drawings, the informality must be corrected with an amendment in compliance with 37 CFR 1.121 (or, if the application is a reissue application, 37 CFR 1.173). Such an amendment may be filed after payment of the issue fee if limited to correction of informalities noted herein. See Waiver of 37 CFR 1.312 for Documents Required by the Office of Patent Publication, 1280 Off. Gaz. Patent Office 918 (March 23, 2004). In addition, if the informality is not corrected until after payment of the issue fee, for purposes of 35 U.S.C. 154(b)(1)(iv), "all outstanding requirements" will be considered to have been satisfied when the informality has been corrected. A failure to reply will result in the application being ABANDONED. **This period for reply is NOT extendable under 37 CFR 1.136(a).**

See attachment.

*A copy of this notice **MUST** be returned with the reply. Please address response to  
"Mail Stop Issue Fee, Commissioner for Patents,  
P.O. Box 1450, Alexandria, VA 22313-1450".  
Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.*

/Diane Terry/

Diane Terry  
Office of Data Management  
Phone: 703-308-9250, ext. 150

Application No. 10575306

Drawings filed 4-12-06

### IDENTIFICATION OF DRAWING DEFICIENCIES

- ☐ The character of the lines, numbers, and letters is poor. FIG(s) \_\_\_\_\_
- ☐ There is a hole or the image thereof within the illustration. FIG(s) \_\_\_\_\_
- ☐ An ink stamp or the image thereof obscures part of the illustration. FIG(s) \_\_\_\_\_
- ☐ The illustration is penetrated or traversed by a solid or broken line that is not intended to be part of the drawing, such as a dark line caused by a flaw in the copying process. FIG(s) \_\_\_\_\_
- ☐ The drawing is marred by black smudges, obliterations, or fax/copier marks (for example, speckles or dots in a substantial portion of the drawing). FIG(s) \_\_\_\_\_
- ☐ Figure numbers are duplicated or missing. FIG(s) \_\_\_\_\_
- ☐ Drawing sheet or figure is missing. FIG(s) \_\_\_\_\_
- ☒ Numbers, letters, or reference characters in the drawing have been tressed-out or are illegibly handwritten. FIG(s) 4B CUT OFF AT BOTTOM
- ☐ The drawing's background shows that the original drawing was made on graph paper or other paper with a pattern or decoration. FIG(s) \_\_\_\_\_
- ☐ The FIG. number label is placed in a location that causes the drawing to be read upside down. FIG(s) \_\_\_\_\_
- ☐ Data, a reference number, or part of the drawing is truncated or missing, or a lead line has no reference number. FIG(s) \_\_\_\_\_
- ☐ The drawing is continued onto a second page (or more) without proper labeling under 37 CFR 1.84(u)(1). FIG(s) \_\_\_\_\_
- ☐ The drawing and/or the FIG. label contain(s) foreign language. FIG(s) \_\_\_\_\_
- ☐ Color drawings are present in this application but the following 37 CFR 1.84(a) requirements have not been met\*:
  - ☐ Petition explaining why color drawings are necessary
  - ☐ Petition fee set forth in § 1.17(h)
  - ☐ Three (3) sets of color drawings
  - ☐ Color drawing paragraph in specification

\*If color drawings are not elected, then applicant must respond so stating. Also, references to color drawings in the specification, if any, must be amended.

COMMENTS: